

AGENDA
North Miami City Council
776 N.E. 125th Street, 2nd Floor, Council Chambers
North Miami, FL 33161

REGULAR MEETING

TUESDAY, OCTOBER 14, 2014
7:00 P.M.

1. PLEDGE OF ALLEGIANCE

(Zico Fremont, Director of Governmental Relations, FIU Biscayne Bay Campus)

2. INVOCATION

(Rabbi Jory Lang, Beth Moshe Congregation)

3. CALL TO ORDER / ROLL CALL OF MEMBERS

4. ORDER OF BUSINESS (Additions/Deletions/Amendments/Deferrals)

5. SPECIAL PRESENTATION(s)

- ◆ Neighborhood Beautification Awards, *Tanya Wilson-Sejour, CP & D Manager*
- ◆ Presentation of the *Government Finance Officers' Association (GFOA)* Distinguished Budget Award by *Linda Davidson*
- ◆ Bill Prevatel presentation regarding Biscayne Landing
- ◆ Certificate of Recognition in honor of *Breast Cancer Awareness Month-Women's Breast Health Initiative*

6. CITY EVENTS – ANNOUNCEMENT

7. CITY PROJECTS UPDATE -- NONE

8. HURRICANE PREPAREDNESS

9. CONSENT AGENDA

UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TABS A THROUGH D CONSTITUTE THE CONSENT AGENDA. THESE RESOLUTIONS AND ITEMS ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE ADDITIONAL REVIEW OR DISCUSSION. EACH ITEM WILL BE RECORDED AS INDIVIDUALLY NUMBERED RESOLUTIONS, ADOPTED UNANIMOUSLY BY THE FOLLOWING MOTION:

“...THAT THE CONSENT AGENDA COMPRISED OF TABS A THROUGH D BE ADOPTED...”

[TAB A]

APPROVAL OF MINUTES – 2nd Budget Hearing -- September 22, 2014
Regular Council Meeting – September 23, 2014

Sponsored by: *Michael A. Etienne, City Clerk*

[TAB B]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA; APPROVING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF NORTH MIAMI AND APPRISS, INC., TO PROVIDE FOR THE NORTH MIAMI POLICE DEPARTMENT'S PARTICIPATION IN THE FLORIDA INTEGRATED REPORT EXCHANGE SYSTEM (FIRES); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Leonard Burgess, Chief of Police

[TAB C]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR GRANT FUNDING FOR THE NORTH MIAMI GRAVITY SANITARY SEWER IMPROVEMENT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Natasha Colebrook-Williams, Chief of Staff

[TAB D]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, DESIGNATING N.E. 131ST STREET FROM NORTH MIAMI AVENUE TO N.E. 2ND AVENUE TO BE KNOWN AS "RICHARD AND CHERRY COOK ROAD"; FURTHER AUTHORIZING THE CITY MANAGER TO ALLOCATE AND EXPEND THE NECESSARY FUNDS TO COVER THE COSTS FOR SIGNAGE, AND DO ALL THINGS NECESSARY TO EFFECTUATE THE DESIGNATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Lumane Pluviose-Claude, Deputy City Manager

10. PUBLIC HEARINGS – RESOLUTIONS, ORDINANCES, ZONING, LAND USE ITEMS, ETC.

10.A. RESOLUTIONS

[TAB E]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE RENEWAL OF HEALTH INSURANCE COVERAGE FOR THE 2015 PLAN YEAR WITH UNITED HEALTHCARE, AS THE HEALTHCARE INSURANCE PROVIDER FOR CITY OF NORTH MIAMI EMPLOYEES, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTUATE SAID COVERAGE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Guithele Ruiz-Nicolas, Personnel Manager

[TAB F]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND OLETA PARTNERS, LLC; AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO DO ALL THINGS NECESSARY TO EFFECTUATE THE SALE OF APPROXIMATELY 50.6 ACRES OF PROPERTY KNOWN AS THE "RESIDENTIAL PARCEL", LOCATED WITHIN THE PREMISES COMMONLY REFERRED TO AS "BISCAYNE LANDING", AND IN CONNECTION WITH SUCH SALE, APPROVING OLETA'S SOIL REMOVAL PLAN OF APPROXIMATELY 194,000 CUBIC YARDS OF FILL MATERIAL OBTAINED FROM THE "BRICKELL CITY CENTRE"; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

[TAB G]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING THE CITY OF NORTH MIAMI DOWNTOWN ACTION AND CONCEPT PLAN TO SERVE AS A VISUAL DESIGN AND PLANNING GUIDE FOR FUTURE PRIVATE AND PUBLIC REDEVELOPMENT IN THE CITY'S DOWNTOWN AREA AND MAJOR CORRIDORS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson-Sejour, CP&D / Zoning Manager

[TAB H]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) FOR GRANT FUNDS FROM THE INVESTMENTS PUBLIC WORKS AND ECONOMIC FACILITIES PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Natasha Colebrook-Williams, Chief of Staff

[TAB I]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SELECTION OF LIMOUSINES OF SOUTH FLORIDA, INC., FOR THE OPERATION AND MAINTENANCE OF CITYWIDE PUBLIC TRANSPORTATION SERVICES, IN ACCORDANCE WITH THE TERMS, CONDITIONS, AND SPECIFICATIONS CONTAINED IN THE REQUEST FOR PROPOSAL NO. 48-12-13 COMMUNITY TRANSPORTATION SERVICES, AT A COST NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS (\$600,000.00) PER YEAR; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE A NON-EXCLUSIVE AGREEMENT FOR THE PROVISION OF STATED SERVICES, FOR A TERM OF THREE (3) YEARS WITH TWO (2) OPTIONS TO RENEW THE

AGREEMENT, FOR A ONE (1) YEAR PERIOD EACH; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Wisler Pierre-Louis, Public Works Director

[TAB J]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE CITY ADMINISTRATION'S RANKING AND SELECTION OF ROADWAY CONSTRUCTION, LLC, TO FURNISH LABOR, MATERIALS, EQUIPMENT, FACILITIES, TOOLS, SUPPLIES, MAINTENANCE OF TRAFFIC, ROOT PRUNING, SPRINKLER AND DRIVEWAY REPAIRS, RESTORATION OF ABUTTING AREAS, AND OTHER RELATED SERVICES REQUIRED FOR SIDEWALK REPLACEMENT AND INSTALLATION AT SPECIFIED LOCATIONS, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN THE INVITATION FOR BID NO. 48-13-14 SIDEWALK REPLACEMENT & NEW INSTALLATION PROJECT – DISTRICT 2; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT FOR THE STATED SERVICES, AT A COST NOT TO EXCEED TWO HUNDRED SEVENTY-TWO THOUSAND THREE HUNDRED EIGHTY-THREE DOLLARS (\$272,383.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Wisler Pierre-Louis, Public Works Director

[TAB K]

PROPOSED RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SELECTION OF RISK MANAGEMENT ASSOCIATES, INC., D/B/A PUBLIC RISK INSURANCE AGENCY, FOR THE PROVISION OF INSURANCE COVERAGE AS REQUIRED BY LAW, AND IN ACCORDANCE WITH THE TERMS, CONDITIONS, AND SPECIFICATIONS CONTAINED IN THE REQUEST FOR PROPOSAL NO. 52-13-14 POLICE PROFESSIONAL LIABILITY INSURANCE COVERAGE SERVICES; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE INSURANCE COVERAGE PERIOD COMMENCING OCTOBER 31, 2014 THROUGH OCTOBER 31, 2015, AT A COST NOT TO EXCEED ONE HUNDRED SIXTY-ONE THOUSAND SEVEN HUNDRED SEVENTY-EIGHT DOLLARS AND THIRTEEN CENTS (\$161,778.13); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Karen Muir, Risk Manager

10.B. LEGISLATIVE MATTERS – [NONE]

10.B.1. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB L]

PROPOSED ORDINANCE (*SECOND READING*) OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, AMENDING

CHAPTER 5 OF THE CODE OF ORDINANCES, ENTITLED “BUILDING STANDARDS AND REGULATIONS” TO INCLUDE PROVISIONS FOR MAINTENANCE OF PROPERTY, LANDSCAPING, WALLS, FENCES, AND EXTERIOR PROPERTY AREAS AND PROVIDING FOR THE RELOCATION OF ARTICLE VII ENTITLED “ABANDONED REAL PROPERTY REGISTRATION” TO CHAPTER 12 OF THE CODE OF ORDINANCES; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Sponsored by: City Administration

[TAB M]

PROPOSED ORDINANCE (*SECOND READING*) OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 29, OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “LAND DEVELOPMENT REGULATIONS”, BY AMENDING ARTICLE III, DIVISION 2, ENTITLED “GENERAL DEVELOPMENT REVIEW PROCEDURES”, SPECIFICALLY AT SECTION 3-210, ENTITLED “CERTIFICATE OF RE-OCCUPANCY” REQUIRING A CERTIFICATE OF RE-OCCUPANCY EACH TIME THERE IS A TRANSFER OF TITLE OF REAL PROPERTY TO ONLY DETERMINE COMPLIANCE WITH THE ZONING DISTRICT REQUIREMENTS SET FORTH IN THE LAND DEVELOPMENT REGULATIONS AND ALLOWING FOR THE ISSUANCE OF CONDITIONAL CERTIFICATES OF RE-OCCUPANCY WHERE THERE ARE NO PREVIOUSLY EXISTING AND CITED UNCORRECTED LIFE SAFETY CODE VIOLATIONS ON THE PROPERTY; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION, AND FOR AN EFFECTIVE DATE.

Sponsored by: Councilwoman Carol Keys, Esq.

10.B.2. ORDINANCES – FIRST READING

[TAB N]

PROPOSED ORDINANCE (*FIRST READING*) OF THE OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 7 OF THE NORTH MIAMI CODE OF ORDINANCES ENTITLED “FINANCE”, BY AMENDING ARTICLE III ENTITLED “PROCUREMENT CODE”, SPECIFICALLY AT SECTION 7-137 ENTITLED “COMPETITIVE SEALED BIDDING” AND SECTION 7-142 ENTITLED “INFORMAL PROCUREMENT PROCEDURE (SMALL PURCHASES)”, TO INCREASE THE THRESHOLD DOLLAR AMOUNT USED TO AWARD CONTRACTS FROM FIFTY THOUSAND DOLLARS (\$50,000.00) TO ONE HUNDRED THOUSAND DOLLARS (100,000.00) WITHOUT THE NECESSITY FOR SEALED BID SOLICITATIONS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Sponsored by: City Administration

10.C. QUASI-JUDICIAL ITEM(s)

11. REQUESTS – PETITIONS – COMMUNICATIONS

[TAB O]

APPROVING AN ALTERNATE DATE OF NOVEMBER 12, 2014 AS A SPECIAL COUNCIL MEETING DATE IN LIEU OF NOVEMBER 11, 2014 (VETERAN'S DAY OBSERVED) REGULAR COUNCIL MEETING DAY.

Sponsored by: City Administration

12. CITIZENS' FORUM

13. COUNCIL REPORTS

Vice Mayor as Acting Mayor Philippe Bien-Aime
Councilwoman Carol Keys, Esq.
Councilman Scott Galvin
Councilwoman Marie Erlande Steril

14. CITY CLERK'S REPORT

15. CITY ATTORNEY'S REPORT

16. CITY MANAGER'S REPORT

17. ADJOURNMENT

- THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, Ext. 12142.
- IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL N FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED MAY CONTACT THE TDD LINE AT (305) 893-7936. ANY DECISION MADE BY THE CITY OF NORTH MIAMI CITY COUNCIL, WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.
- AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE CITY CLERK, CITY OF NORTH MIAMI, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT (305) 893-6511.
- IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.
- TWO OR MORE MEMBERS OF THE CITY COUNCIL AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS MEETING.
- THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY A TELEPHONE CONFERENCE CALL. THE LOCATION, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161-0850, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT.

ALCOHOLIC BEVERAGE SYMBOLS

- 1-COP Beer only, Consumption on Premises
- 2-COP Beer and Wine, Consumption on Premises
- 4-COP Beer, Wine and Alcohol, Consumption on Premises
- 1-APS Beer, Package Sales Only
- 2-APS Beer and Wine, Package Sales Only
- 3-APS Beer, Wine and Alcohol, Package Sales Only

ZONING SYMBOLS

- R-1 Residential Estate District
- R-2 Single-Family District
- R-4 Multi-Family District
- R-5 Multi-Family District
- R-6 Multi-Family District
- RO Residential Office District

ZONING SYMBOLS (continue)

- C-1 Commercial District
- C-3 Commercial District
- C-2BE Commercial District
- C-2BW Commercial District
- M-1 Industrial District
- PU Public Use District
- PD Planned Development District
- AOD Arts, Culture and Design Overlay District
- NRO Neighborhood Redevelopment District